

SEP 24 2007

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PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968  
TRUMAN A. HERRON 1935-1976  
EDWARD B. EVANS 1936-1971

September 24, 2007

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**FACSIMILE COVER SHEET**

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Group Unit No.3162  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Fax: 571-273-8300

From: Thomas W. Humphrey

Re: Our File: IBM-265  
US Application Serial No. 10/758,486  
Filed January 15, 2004  
GENERATING STATISTICS ON  
TEXT PATTERN MATCHING  
PREDICATES FOR ACCESS  
PLANNING  
Abdo Esmail Abdo et al.  
Client Reference: ROC920030216US1

Pages: 28 (including cover sheet)

**MESSAGE/COMMENTS**

Confirmation copy will not follow.

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SEP 24 2007

PATENT  
ATTY. DOCKET NO. IBM/265

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Abdo Esmail Abdo et al. Art Unit: 2162  
Serial No. : 10/758,486 Examiner: Giovanna B. Colan  
Filed : January 15, 2004  
For : GENERATING STATISTICS ON TEXT PATTERN MATCHING  
PREDICATES FOR ACCESS PLANNING

Mail Stop Appeal Brief-Patents  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL OF APPEAL BRIEF**

1. Transmitted herewith, is the APPEAL BRIEF in this application, with respect to the Notice of Appeal filed on July 23, 2007 together with an Amendment on Appeal.

## 2. STATUS OF APPLICANT

This application is on behalf of:

☒ Other than a Small Entity  
Small Entity status of this application under 37 CFR 1.9 and 1.27 has been  
established by a verified statement previously submitted.  
☐ Enclosed is a verified statement to establish Small Entity status

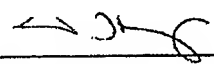
## 3. FEE FOR FILING APPEAL BRIEF

Pursuant to 37 CFR 1.17(f), the fee for filing the Appeal Brief is:

☐ Small Entity (\$250.00)  
☒ Large Entity (\$500.00)  
Appeal Brief Fee Due \$ 500.

**Certificate of Mailing or Facsimile**

I hereby certify that this correspondence and any enclosures are being deposited with the United States Postal Service via U.S. Mail, Prepaid First Class Postage or transmitted via facsimile to the number as provided by the United States Patent and Trademark Office on the date indicated below.

  
\_\_\_\_\_  
Thomas W. Humphrey  
Reg. No. 34,353

September 24, 2007

Date

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SEP 24 2007

## 4. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply. Complete (a) or (b) as applicable.

- (a) \_\_\_\_\_ Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
_____ one month	\$ 120.00	\$ 60.00
_____ two months	\$ 450.00	\$225.00
_____ three months	\$1020.00	\$510.00
_____ four months	\$1590.00	\$795.00
_____ five months	\$2160.00	\$1080.00

Extension fee due with this request \$ 0.

If an additional extension of time is required, please consider this a petition therefor. (Check and complete the next item, if applicable)

\_\_\_\_\_ An extension for \_\_\_\_\_ months has already been secured and the fee paid thereof of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.  
Extension fee due with this request \$ \_\_\_\_\_

OR

- (b) X \_\_\_\_\_ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

## 5. TOTAL FEE DUE

The total Fee due is:

Appeal Brief Fee of \$ \$500.

Extension Fee (if any) \$ 0.

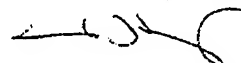
**TOTAL FEE DUE \$ \$500**

## 6. FEE PAYMENT AND FEE DEFICIENCY

X Please charge deposit account no. 23-3000 for amount of \$ \$500.

X If any additional fee for claims or extension of time is required, charge Account No. 23-3000.

Respectfully submitted,



Thomas W. Humphrey  
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